07-CV-9367 (DAB)

STIPULATION

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

VIRGINIA ALLEYNE, TINA BRAUNSTEIN, ISAIAH GERAFINO, SHAWN LEE AND FRANCOISE TOMASZEWSKI on behalf of themselves and all others similarly situated,

Plaintiffs,

-against-

72 W. 69TH STREET, LLC d/b/a TELEPAN RESTAURANT, WILLIAM TELEPAN, and JIMMY NICHOLAS

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned parties that Plaintiffs VIRGINIA ALLEYNE, TINA BRAUNSTEIN, ISAIAH GERAFINO,

AND FRANCOISE TOMASZEWSKI claims against Defendants 72 W. 69TH STREET, LLC

d/b/a TELEPAN RESTAURANT, WILLIAM TELEPAN, and JIMMY NICHOLAS shall be

dismissed with prejudice.

matter Dated: March 27 2008

New York, New York

D. MAIMON KIRSCHENBAUM (DK-2448)

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CAROLYN D. RICHMOND (CR-0993)

Mr is directed to close the docket in this

FOX ROTHSCHILD LLP 100 Park Avenue, Suite 1500

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SO ORDERED:

NY1 109739v1 03/26/08